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Attorney Docket # 5106-2RCE

Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Alex MASHINSKY et al.

Serial No.: 09/939,917

Filed: August 27, 2001

For: Online Trading and Dynamic Routing of Electric
Power Among Electric Service Providers

Examiner: Hamilton, Lalita M.
Group Art: 3691

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

August 22, 2008
(Date of Deposit)

Alfred W. Froehrich

Name of applicant, assignee or Registered Representative

Signature
August 22, 2008
Date of Signature

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

SIR:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision dated February 26, 2008 of the Primary Examiner twice or finally rejecting claims 1-8 and 10-21.

The items checked below are appropriate:

1. The time for response to the Office Action of February 26, 2008 expires on August 26, 2008.
2. A _-month extension of time for response to the Office Action dated _ was filed on_. [No additional extensions of time are required.]
- 3a. Applicants hereby request a three-month extension of the original shortened statutory response period set in the Office Action of February 26, 2008. Payment in

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01 FD:1401
02 TC:1233

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the amount of \$1,050 for the government fee for an extension of time is enclosed herewith.

- 3b. This is not the first request for an extension of time relative to the outstanding paper. The period for response has already been extended by -month(s) by petition dated . Please extend the time for response by an additional -month(s). With this extension, the deadline for filing the required paper will be . Payment for the additional extension fee of \$ is enclosed.
4. Check for payment of the appeal fee and extension of time fee of \$1,560
 is enclosed herewith.
 No additional fee is required (fee paid in prior appeal).
 Charge the fee to Deposit Account No. 03-2412 (one additional copy of this Notice is enclosed herewith).
5. Charge any additional fees required, for example, for lodging this appeal or for filing the Appeal Brief, not otherwise paid by check, to Deposit Account No. 03-2412. A duplicate copy of this sheet is enclosed.

Respectfully submitted,
COHEN PONTANI LIEBERMAN & PAVANE LLP

By


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Dated: August 22, 2008